

87th Legislative Session – 2012

Committee: Senate Commerce and Energy

Thursday, February 09, 2012

P - Present
E - Excused
A - Absent

Roll Call

P Adelstein
P Buhl
P Johnston
P Lederman
P Rave
P Nygaard, Vice-Chair
P Nelson (Tom), Chair

OTHERS PRESENT: See Original Minutes

The meeting was called to order by chair, Senator Tom Nelson.

MOTION: TO APPROVE THE MINUTES OF WEDNESDAY, FEBRUARY 8TH

Moved by: Rave
Second by: Lederman
Action: Prevailed by voice vote.

SB 144: amend provisions regarding captive insurance companies.

Presented by: Senator Dan Lederman

MOTION: DEFER SB 144 TO THE 41ST LEGISLATIVE DAY

Moved by: Nygaard
Second by: Adelstein
Action: Prevailed by roll call vote. (6-0-1-0)

Voting Yes: Adelstein, Buhl, Lederman, Rave, Nygaard, Nelson (Tom)

Excused: Johnston

SB 178: amend the criteria for construction manager engagement.

See testimony of Wednesday, February 8th

Opponents: Jack Warner, Board of Regents
Mark Lauseng, SD Housing Development Authority
Yvonne Taylor, SD Municipal League

MOTION: DEFER SB 178 TO THE 41ST LEGISLATIVE DAY

Moved by: Adelstein
Second by: Buhl
Action: Prevailed by roll call vote. (7-0-0-0)

Voting Yes: Adelstein, Buhl, Johnston, Lederman, Rave, Nygaard, Nelson (Tom)

SB 166: require evidence of financial responsibility at the time of vehicle registration, to provide for a motor vehicle insurance data base, and to provide for the administration thereof.

See testimony of Wednesday, February 8th

MOTION: DO PASS SB 166

Moved by: Adelstein
Second by: Johnston
Action: Was not acted on.

MOTION: SUBSTITUTE MOTION DEFER SB 166 TO THE 41ST LEGISLATIVE DAY

Moved by: Nygaard
Second by: Buhl
Action: Was not acted on.

MOTION: SENATORS NYGAARD AND BUHL WITHDREW THEIR MOTION AND SECOND

Action: Was not acted on.

MOTION: SUBSTITUTE MOTION AMEND SB 166

166jb

On page 2 of the printed bill, delete lines 2 to 24, inclusive.

On page 3, delete lines 1 to 22, inclusive.

Moved by: Lederman
Second by: Nygaard
Action: Prevailed by voice vote.

MOTION: SUBSTITUTE MOTION DO PASS SB 166 AS AMENDED

Moved by: Lederman
Second by: Adelstein
Action: Failed by roll call vote. (2-5-0-0)

Voting Yes: Adelstein, Lederman

Voting No: Buhl, Johnston, Rave, Nygaard, Nelson (Tom)

MOTION: DEFER SB 166 TO THE 41ST LEGISLATIVE DAY

Moved by: Nygaard
Second by: Rave
Action: Prevailed by roll call vote. (6-1-0-0)

Voting Yes: Buhl, Johnston, Lederman, Rave, Nygaard, Nelson (Tom)

Voting No: Adelstein

SB 94: establish a pilot uninsured motorist identification database program and to make an appropriation therefor.

MOTION: DO PASS SB 94 AS AMENDED

Moved by: Buhl
Second by: Rave

Action: Was not acted on.

MOTION: SUBSTITUTE MOTION DEFER SB 94 TO THE 41ST LEGISLATIVE DAY

Moved by: Lederman

Second by: Nygaard

Action: Prevailed by roll call vote. (4-3-0-0)

Voting Yes: Adelstein, Johnston, Lederman, Nygaard

Voting No: Buhl, Rave, Nelson (Tom)

SB 158: create an exception to the loan or credit limitations of state chartered banks.

Presented by: Senator Kent Juhnke

Proponents: Curt Everson, SD Bankers Association

Karl Adam, self, Pierre

Geri Beck, Independent Community Bankers of SD

Bret Axdahl, SD Division of Banking, answered a question of the committee.

MOTION: AMEND SB 158

158ja

On page 2, line 2, of the printed bill, after "determined" delete "each quarter".

On page 2, line 3, after "quarter" insert "and remain in effect until the loan expires as provided in this Act. The aggregate balance of all loans or extensions of credit made by a bank pursuant to this section may not exceed one hundred percent of the bank's tier one leverage capital".

On page 2, line 10, delete everything after "." .

On page 2, delete lines 11 and 12.

Moved by: Rave

Second by: Johnston

Action: Prevailed by voice vote.

MOTION: DO PASS SB 158 AS AMENDED

Moved by: Johnston
Second by: Rave
Action: Prevailed by roll call vote. (7-0-0-0)

Voting Yes: Adelstein, Buhl, Johnston, Lederman, Rave, Nygaard, Nelson (Tom)

MOTION: PLACE SB 158 ON CONSENT CALENDAR

Moved by: Adelstein
Second by: Nygaard
Action: Prevailed by voice vote.

The gavel was turned over to the Vice-Chair

SB 112: remove the limitation on the number of retail gaming licenses in Deadwood in which a person may have a financial interest.

Harry Christianson answered a question of the committee.

Presented by: Senator Thomas Nelson

MOTION: DO PASS SB 112

Moved by: Rave
Second by: Lederman
Action: Prevailed by roll call vote. (7-0-0-0)

Voting Yes: Adelstein, Buhl, Johnston, Lederman, Rave, Nygaard, Nelson (Tom)

SB 108: revise the maximum bet limit for Deadwood gaming.

Presented by: Senator Thomas Nelson
Proponents: Roger Tellinghuisen, self, Rapid City
Caleb Arceneaux, self, Rapid City
Brad Hemman, self, Deadwood

MOTION: DO PASS SB 108

Moved by: Adelstein
Second by: Buhl
Action: Prevailed by roll call vote. (7-0-0-0)

Voting Yes: Adelstein, Buhl, Johnston, Lederman, Rave, Nygaard, Nelson (Tom)

MOTION: SUSPEND THE RULES AND TAKE THE REMAINING BILLS , SB 184 AND 185 AT A MEETING TOMORROW MORNING AT 9:00 AM IN ROOM 412

AT A MEETING TOMORROW MORNING AT 9:00 AM IN ROOM 412

Moved by: Rave
Second by: Nygaard
Action: Prevailed by voice vote.

MOTION: ADJOURN

Moved by: Johnston
Second by: Buhl
Action: Prevailed by voice vote.

Lois Henry
Committee Secretary

Tom Nelson, Chair